



**Certification under 37 CFR 1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to THE COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on September 6, 2006.

Brian W. Hameder (Reg. No. 45,613)  
Name

Brian W. Hameder  
Signature

DOCKET: CU-4425

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Rolf BERGE

Serial No.: 10/550,033

Group Art Unit:

Filed: September 21, 2005

Examiner:

For: COMPOSITION COMPRISING PROTEIN MATERIAL AND COMPOUNDS  
COMPRISING NON-OXIDIZABLE FATTY ACID ENTITIES

THE COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Applicants submit herewith patents, publications or other information of which the applicants are aware, which may be material to the examination of this application and in respect of which there may be a duty to disclose under 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

The references submitted herein are listed on PTO-1449 form (modified) enclosed herewith. A copy of each reference listed is being furnished except any duplicate or cumulative patents or publications specified otherwise. Also, if the present application was filed after June 30, 2003, copies of US patents or published applications are not submitted in accordance with the USPTO Rule changes.

A translation of any foreign language reference, if any, is indicated in PTO-1449 form and being submitted herein if it is readily available. Otherwise it should be construed that such translation is not readily available.

Additional comments, if any, on the relevance of each reference listed are provided as follows:


**Also submitted herein is a copy of the PCT Search Report which satisfies the requirement for a translation or concise explanation of any non-English reference cited therein, as provided in MPEP §609 A(3).**

The Statement is made on the basis of the information:

<u>          </u>	supplied by the inventor(s);
<u>  X  </u>	supplied by an individual associated with the filing and prosecution
<u>          </u>	of this application (37 CFR 1.56(c)); or
<u>          </u>	in the attorney's file.

Respectfully submitted,

Date: September 6, 2006

  
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Form PTO-1449 (Modified)

FORM PTO-1449  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (37 CFR 1.98(b))	ATTY. DOCKET NO. <b>CU-4425</b>	SERIAL NO. <b>10/550,033</b>
	APPLICANT <b>Rolf BERGE</b>	
	FILING DATE <b>September 21, 2005</b>	GROUP <b>1614</b>

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	PATENT DOCUMENT	ISSUE/PUB DATE	PATENTEE	CLASS	SUB- CLASS	FILING DATE

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

EXAMINER INITIAL	DOCUMENT NUMBER	PUBL. DATE	COUNTRY OR PATENT OFFICE	CLASS	SUB- CLASS	TRANSLATION	
						YES	NO
/R.H./	WO 2004/000854	12/31/03	PCT				
	WO 02/064809	08/22/02	PCT				
	EP 0 843 972	05/27/98	EPO				
	WO 02/063976	08/22/02	PCT				
	WO 99/58122	11/18/99	PCT				
/R.H./	WO 99/58121	11/18/99	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Place of publication)

/R.H./	Moya-Falcon, C., et al. (2004) Effects of 3-thia fatty acids on feed intake, growth, tissue fatty acid composition, -oxidation and Na <sup>+</sup> , K <sup>+</sup> -ATPase activity in Atlantic salmon. Comparative Biochemistry and Physiology, Part B. 139B:657-668.

(Form PTO-1449)

/Raymond Henley Iii/

04/20/2009